

FILE NO. C4-01-274

STATE OF MINNESOTA

IN SUPREME COURT

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In Re Petition for Disciplinary  
Action against MITCHELL ROSS ORNSTEIN,  
an Attorney at Law of the  
State of Minnesota.  
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**STIPULATION  
FOR DISCIPLINE**

THIS STIPULATION is entered into by and between Edward J. Cleary, Director of the Office of Lawyers Professional Responsibility, hereinafter Director, and Mitchell Ross Ornstein, attorney, hereinafter respondent.

WHEREAS, On February 12, 2001, the Director filed with the Minnesota Supreme Court a petition for disciplinary action and application for suspension of respondent's license to practice law pursuant to Rule 12(c), Rules on Lawyers Professional Responsibility (RLPR); and

WHEREAS, on March 1, 2001, the Minnesota Supreme Court issued an order suspending respondent's license to practice law with the provision that he may move the court for vacation of the order and for leave to answer the petition for disciplinary action within one year; and

WHEREAS, respondent has concluded it is in his best interest to enter into this stipulation,

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and between the undersigned as follows:

1. Pursuant to the Rules on Lawyers Professional Responsibility (RLPR), the parties agree to dispense with further proceedings under Rules 12 and 14, RLPR, and

respondent agrees to the immediate disposition of this matter by the Minnesota Supreme Court under Rule 15, RLPR.

2. Respondent understands this stipulation, when filed, will be of public record.

3. It is understood that respondent has certain rights pursuant to Rule 14, RLPR. Respondent waives these rights, which include the right to a hearing before a referee on the petition; to have the referee make findings and conclusions and a recommended disposition; to contest such findings and conclusions; and to a hearing before the Supreme Court upon the record, briefs and arguments.

4. Respondent waives the right to answer and unconditionally admits the allegations of the petition, which may be summarized as follows:

a. Respondent failed to act with reasonable diligence and promptness in representing three separate clients, misrepresented the status of the matters to his clients, and failed to cooperate in the disciplinary proceedings.

5. Respondent understands that based upon these admissions, this Court may impose any of the sanctions set forth in Rule 15(a)(1) - (9), RLPR, including making any disposition it deems appropriate. Respondent understands that by entering into this stipulation, the Director is not making any representations as to the sanction the Court will impose.

6. The Director and respondent join in recommending that the appropriate discipline is a 6-month suspension pursuant to Rule 15, RLPR. The reinstatement hearing provided for in Rule 18, RLPR, is not waived. Reinstatement is conditioned upon: (1) payment of costs in the amount of \$900 plus interest pursuant to Rule 24(d), RLPR; (2) compliance with Rule 26, RLPR; (3) successful completion of the professional responsibility examination pursuant to Rule 18(e); and (4) satisfaction of the continuing legal education requirements pursuant to Rule 18(e), RLPR.

7. Respondent enters into this stipulation freely and voluntarily, without any coercion, duress or representations by any person except as contained herein.

8. Respondent hereby acknowledges receipt of a copy of this stipulation.

9. Respondent has been advised of the right to be represented herein by an attorney but has freely chosen to appear *pro se*.

IN WITNESS WHEREOF, the parties executed this stipulation on the dates indicated below.

Dated: March 27, 2001.



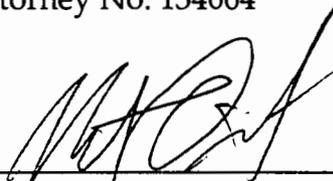
EDWARD J. CLEARY  
DIRECTOR OF THE OFFICE OF LAWYERS  
PROFESSIONAL RESPONSIBILITY  
Attorney No. 17267  
25 Constitution Avenue, Suite 105  
St. Paul, MN 55155-1500  
(651) 296-3952

Dated: MARCH 26, 2001.



PATRICK R. BURNS  
SENIOR ASSISTANT DIRECTOR  
Attorney No. 134004

Dated: March 29, 2001.



MITCHELL ROSS ORNSTEIN  
RESPONDENT  
Attorney No. 269864  
5504 Irving Avenue South  
Minneapolis, MN 55419